



State of Connecticut
DEPARTMENT OF PUBLIC SAFETY



DIVISION OF FIRE, EMERGENCY AND BUILDING SERVICES
Office of Statewide Emergency Telecommunications

March 18, 2010

Marlene H Dortch
Office of the Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: DA 10-240, NET 911 Act

In response to the request for information from the FCC to the State of Connecticut under the auspices of the NET 911 Act, we submit the following:

The State of Connecticut, under the provisions of Section 28-24 through 28-30 of the Connecticut General Statutes, has established an Enhanced 9-1-1 Telecommunications fund, sustained by surcharges on phone access lines solely for the purposes of implementation and support of E9-1-1 in the State of Connecticut.

For the calendar year ending December 31, 2009, the amount of surcharge collected was \$21,397,572.52. For the period January 1 through May 31, 2009, the surcharge rate was \$0.46 per line. The annual surcharge rate is adjusted annually each June to reflect the new fiscal year's budget. The rate established for the June 1, 2009 through December 31, 2009 period was \$0.47. The eligible uses for the E9-1-1 fund are established by state statutes under Section 28.

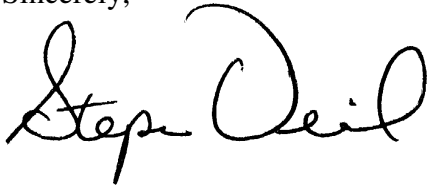
Funds collected for E9-1-1 are distributed under formulas established by regulation for regional Public Safety Answering Points (PSAPs), for PSAPs in cities with a population greater than 40,000, and for multi-town PSAPs. Additional funds are distributed to all PSAPs, regardless of size, on a per capita basis for telecommunicator training and for coordinated medical emergency dispatch.

The Department of Public Safety, Office of Statewide Emergency Telecommunications has statutory authority to administer the Enhanced 9-1-1 program for the state. A budget is submitted annually to the Connecticut Department of Utility Control for the purpose of establishing the next fiscal year's surcharge rate. That budget is developed in cooperation with the Connecticut Enhanced 9-1-1 Commission. Fiscal oversight is provided by the state auditors as well as the normal checks and balances of the department's fiscal unit, with overall responsibility residing with the Commissioner of Public Safety.

All funds collected and deposited into the state's Enhanced 9-1-1 Telecommunications fund are used exclusively for the purpose of providing enhanced 9-1-1 telecommunications services to the state's residents. Connecticut's 9-1-1 effort is a single program, provided and funded by the state, utilizing one system and one vendor statewide.

No funds were provided for any purpose other than the support of the statutorily-authorized E9-1-1 programs. If you require further information regarding the State of Connecticut Enhanced 9-1-1 Program, please contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Stephen Verbil". The signature is fluid and cursive, with the first name "Stephen" written in a larger, more prominent script than the last name "Verbil".

Stephen Verbil
Emergency Telecommunications Manager
Office of Statewide Emergency Telecommunications
Connecticut Department of Public Safety



STATE OF DELAWARE
ENHANCED 9-1-1 EMERGENCY SERVICES BOARD
SAFETY & HOMELAND SECURITY BUILDING
303 TRANSPORTATION CIRCLE
DOVER, DELAWARE 19901

THE HONORABLE JACK A. MARKELL
GOVERNOR OF DELAWARE

The Honorable Lewis D. Schiliro- Chairman
The Honorable Jim Sills
Tucker M. Kokjohn
Arthur S. Lewis Jr.
Michael F. Metcalf
James E. Turner
Michael H. Vincent

Phone: (302) 744-2682
Fax: (302) 739-4874

Federal Communications Commission
445 12th Street, SW
Washington, D.C. 20554

Re: Initial Information Collection Mandated By the New and Emerging Technologies Improvement Act of 2008. **PS Docket No. 09-14**

1. A statement as to whether or not your State, or any political subdivision, Indian tribe, village or regional corporation therein as defined by Section 6(F)(1) of the NET 911 Act, has established a funding mechanism designated for or imposed for the purposes of 911 or E911 support or implementation (including a citation to the legal authority for such mechanism).

Delaware Code Title 16 Chapter 100 established the Enhanced 911 Emergency Service Board and their authority. Specifically Chapter 101 titled "Enhanced 911 Emergency Reporting System Fund" clearly establishes the funding mechanism and distribution of those funds to support the provisioning of E911 emergency reporting services.

2. The amount of the fees or charges imposed for the implementation and support of 911 and E911 services, and the total amount collected pursuant to the assessed fees or charges, for the annual period ending December 31, 2008. A statement describing how the funds collected are made available to localities and whether your state has established written criteria regarding the allowable uses of the collected funds, including the legal citation to such criteria.

Under Delaware Code Title 16 Chapter 101 Subsection 10103 defines the monthly surcharge fee of 60 cents across the board for any telecommunications device. Attached is an excel spreadsheet outlining what was collected through the year 2009. The left column, defined as "PASS THROUGH", is what is disbursed to the

counties and localities. Please keep in mind that they are guaranteed no less than \$ 2,259,727.83 per legislative mandate. Subsection 10104 defines the proper disbursements allowable from the Fund.

3. A statement identifying any entity in your State that has the authority to approve the expenditure of funds collected for 911 and E911 purposes, and a description of any oversight procedures established to determine that collected funds have been made available or used for the purposes designated by the funding mechanism, or otherwise used to implement or support 911 or E911.

The Enhanced 911 Emergency Service Board has the authority to approve the expenditure of funds under Subsection 10005. This subsection defines the Board's makeup and authority. The Board employs a full-time administrator to oversee day-to-day operations. The governing statute requires the Board to perform an annual audit of the Fund by an independent auditor.

4. A statement whether all the funds collected for 911 or E911 purposes have been made available or used for the purposes designated by the funding mechanism, or otherwise used for the implementation or support of 911 or E911.

All funds that have been collected by the Enhanced 911 Emergency Service Board have been made available or used for the purposes permitted by Delaware Code Title 16 Chapter 101 Subsection 10104 with the exception as noted in the succeeding response # 5.

5. A statement identifying what amount of funds collected for 911 or E911 purposes were made available or used for any purposes other than the ones designated by the funding mechanism or used for purposes otherwise unrelated to 911 or E911 implementation or support, including a statement identifying the unrelated purposes for which the funds collected for 911 or E911 purposes were made available or used.

In April of 2009, Delaware's General Assembly enacted legislation transferring four (4) million dollars into the state's General Fund. The allocated funds were a surplus of collections generated from the wire line surcharge.

6. Any other comments you may wish to provide regarding the applicable funding mechanism for 911 and E911.

Delaware differs from other states in that Delaware funds 911 Local Exchange Carrier charges to all the Public Safety Answering Points statewide. This also includes the 100 % funding of all Customer Premise Equipment. We are currently in the planning stages of a statewide IP platform to link our nine (9) PSAP's together. At this time, the Board feels that adequate funding is available to enhance our capabilities.

Sincerely,



Lewis D. Schiliro, Secretary

A:SURCHARGE

Surcharge Revenue Calendar Year 2010

PASS THROUGH				
DATE	NCC	KC	SC	TOTAL
3/2/10	10,542.80	1,384.52	1,496.98	13,424.30
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				-
YTD TOTAL	10,542.80	1,384.52	1,496.98	13,424.30
Calendar Year 2000	1,366,739.60	333,351.66	559,636.57	2,259,727.83

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TOTAL	
DATE	RECEIPT
3/2/10	455,362.46
1/0/00	-
1/0/00	-
1/0/00	-
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1/0/00	-
YTD	455,362.46

A:SURCHARGE

**Surcharge Revenue
Calendar Year 2009**

PASS THROUGH					DISCRETIONARY		TOTAL	
DATE	NCC	KC	SC	TOTAL	DATE	RECEIPT	DATE	RECEIPT
2/18/09	7,829.00	1,082.00	983.00	9,894.00	2/18/09	99,081.90	2/18/09	108,975.90
2/18/09	5,112.92	908.16	1,278.72	7,299.80	2/18/09	342,485.58	2/18/09	349,785.38
2/25/09	71,068.88	18,670.70	35,823.05	125,562.63	2/25/09	512,231.62	2/25/09	637,794.25
4/9/09	2,296.88	441.64	465.24	3,203.76	4/9/09	5,049.72	4/9/09	8,253.48
4/24/09	72,620.25	18,868.34	35,562.94	127,051.53	4/24/09	505,943.82	4/24/09	632,995.35
5/12/09	60,304.19	16,794.42	33,303.00	110,401.61	5/12/09	63,946.69	5/12/09	174,348.30
5/20/09	11,614.04	1,886.64	2,026.40	15,527.08	5/20/09	439,996.78	5/20/09	455,523.86
5/22/09	60,453.57	16,706.34	32,772.82	109,932.73	5/22/09	60,528.97	5/22/09	170,461.70
6/4/09	9,096.12	1,569.80	1,893.00	12,558.92	6/4/09	469,781.79	6/4/09	482,340.71
6/4/09	61567 1/6	16,718.94	32,627.02	110,913.13	6/4/09	69,972.37	6/4/09	180,885.50
6/12/09	14,378.79	2,391.56	2,604.22	19,374.57	6/12/09	440,876.82	6/12/09	460,251.39
6/19/09	59,327.88	16,506.54	32,354.88	108,189.30	6/19/09	62,162.75	6/19/09	170,352.05
8/6/09	11,817.60	1,890.79	2,097.19	15,805.58	8/6/09	477,334.44	8/6/09	493,140.02
10/21/09	60,834.12	16,476.70	32,262.39	109,573.21	10/21/09	60,963.17	10/21/09	170,536.38
11/25/09	13,710.47	2,510.31	2,271.19	18,491.97	11/25/09	447,176.78	11/25/09	465,668.75
11/25/09	60,640.13	16,380.51	32,164.87	109,185.51	11/25/09	75,615.62	11/25/09	184,801.13
11/25/09	11,059.99	1,496.65	1,569.57	14,126.21	11/25/09	446,353.57	11/25/09	460,479.78
12/15/09	59,526.05	16,095.47	31,628.83	107,250.35	12/15/09	65,399.40	12/15/09	172,649.75
12/16/09	11,821.78	1,467.08	1,486.08	14,774.94	12/16/09	445,913.01	12/16/09	460,687.95
12/21/09	58,714.89	15,886.74	31,238.18	105,839.81	12/21/09	68,878.29	12/21/09	174,718.10
12/22/09	11,072.24	2,171.48	1,480.96	14,724.68	12/22/09	453,895.54	12/22/09	468,620.22
12/23/09	56,341.00	15,442.00	30,673.00	102,456.00	12/23/09	184,314.21	12/23/09	286,770.21
12/29/09	11,146.91	1,488.37	1,506.50	14,141.78	12/29/09	448,317.60	12/29/09	462,459.38
1/29/10	54,606.00	14,682.00	29,536.00	98,824.00	1/29/10	59,231.97	1/29/10	158,055.97
YTD TOTAL	856,960.87	218,533.18	409,609.05	1,485,103.10	YTD	6,305,452.41	YTD	7,790,555.51
Calendar Year 2000	1,366,739.60	333,351.66	559,636.57	2,259,727.83				
Projected for 2009	856,960.87	218,533.18	409,609.05	1,485,103.10		-		-
Surplus (Deficit)	(509,778.73)	(114,818.48)	(150,027.52)	(774,624.73)				

A:SURCHARGE

**Surcharge Revenue
Calendar Year 2008**

PASS THROUGH				
DATE	NCC	KC	SC	TOTAL
3/13/08	10,953.08	2,008.80	2,374.72	15,336.60
3/26/08	66,556.11	19,513.27	38,710.22	124,779.60
3/28/08	13,947.68	2,624.80	2,956.12	19,528.60
4/22/08	66,769.14	19,287.64	38,556.16	124,612.94
5/12/08	13,121.39	2,343.60	2,800.21	18,265.20
5/28/08	72,874.69	20,413.90	39,499.37	132,787.96
5/28/08	9,712.25	1,749.44	2,122.15	13,583.84
5/30/06	69,290.22	19,548.84	38,444.70	127,283.76
6/12/08	8,314.56	1,570.54	2,000.40	11,885.50
6/16/08	78581 5/7	21,737.30	40,941.67	141,260.69
6/17/08	65,019.81	18,533.17	37,063.79	120,616.77
8/15/08	11,698.62	2,348.08	2,630.92	16,677.62
9/23/08	70,363.17	19,390.11	38,211.64	127,964.92
10/21/08	5,587.97	2,058.54	1,195.86	8,842.37
11/19/08	64,173.11	18,165.34	36,566.67	118,905.12
11/25/08	11,463.00	2,040.20	2,304.00	15,807.20
11/30/08	62,823.37	17,725.29	36,056.83	116,605.49
12/10/08	10,795.16	1,869.40	2,232.99	14,897.55
12/11/08	60,315.81	19,862.28	35,544.13	115,722.22
12/29/08	11,149.00	1,883.00	2,029.00	15,061.00
1/7/09	74,066.98	19,448.26	37,268.94	130,784.18
12/31/08	61,771.18	17,161.79	34,331.37	113,264.34
				-
				-
YTD TOTAL	919,348.02	251,283.59	473,841.86	1,644,473.47
Calendar Year 2000	1,366,739.60	333,351.66	559,636.57	2,259,727.83
Projected for 2008	919,348.02	251,283.59	473,841.86	1,644,473.47

DISCRETIONARY	
DATE	RECEIPT
3/13/08	416,783.35
3/26/08	65,435.54
3/28/08	419,352.10
4/22/08	67,102.34
5/12/08	291,890.44
5/28/08	197,359.14
5/28/08	430,947.99
5/30/06	65,705.02
6/12/08	394,869.65
6/16/08	538,155.76
6/17/08	66,579.25
8/15/08	436,940.50
9/23/08	67,291.04
10/21/08	491,446.83
11/19/08	68,774.56
11/25/08	452,685.58
11/30/08	63,086.20
12/10/08	448,775.66
12/11/08	94,214.49
12/29/08	400,856.30
1/7/09	507,175.29
12/31/08	78,374.81
1/0/00	
YTD	6,063,801.84

TOTAL	
DATE	RECEIPT
3/13/08	432,119.95
3/26/08	190,215.14
3/28/08	438,880.70
4/22/08	191,715.28
5/12/08	310,155.64
5/28/08	330,147.10
5/28/08	444,531.83
5/30/06	192,988.78
6/12/08	406,755.15
6/16/08	679,416.45
6/17/08	187,196.02
8/15/08	453,618.12
9/23/08	195,255.96
10/21/08	500,289.20
11/19/08	187,679.68
11/25/08	468,492.78
11/30/08	179,691.69
12/10/08	463,673.21
12/11/08	209,936.71
12/29/08	415,917.30
1/7/09	637,959.47
12/31/08	191,639.15
1/0/00	-
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YTD	7,708,275.31

Surplus (Deficit) (447,391.58) (82,068.07) (85,794.71) (615,254.36)

NOTE

June 16 receipt was for the entire month of May. Most are for a two-week period only
January 7, 3009 recepot was for the entire month of November.

A:SURCHARGE

**Surcharge Revenue
Calendar Year 2007**

PASS THROUGH				
DATE	NCC	KC	SC	TOTAL
1/31/07	15,037.80	3,450.50	4,327.90	22,816.20
2/28/07	74,029.53	22,374.00	42,751.60	139,155.13
3/19/07	15,132.08	3,508.04	4,362.31	23,002.43
3/22/07	74,075.22	22,233.19	42,593.40	138,901.81
4/4/07	17,065.00	4,168.00	4,999.00	26,232.00
4/24/07	73,937.66	22,333.54	42,522.88	138,794.08
4/30/07	15,152.28	3,335.76	4,190.32	22,678.36
5/29/07	73,099.71	22,019.82	42,198.91	137,318.44
6/7/07	12,926.15	2,865.48	3,477.63	19,269.26
6/8/07	72249 2/3	21,713.88	41,817.27	135,780.80
6/15/07	17,000.80	3,784.81	4,723.04	25,508.65
6/15/07	71,628.23	21,510.53	41,607.18	134,745.94
7/31/07	15,810.91	3,450.61	4,248.28	23,509.80
9/7/07	70,576.08	21,114.36	41,213.18	132,903.62
10/26/07	15,186.60	2,990.60	3,742.60	21,919.80
10/26/07	73,537.99	21,689.73	41,786.17	137,013.89
10/26/07	12,008.20	2,293.20	3,202.00	17,503.40
10/29/07	73,683.73	21,355.99	41,412.40	136,452.12
12/4/07	71,482.05	20,765.69	40,676.60	132,924.34
12/5/07	12,315.09	2,338.40	3,163.80	17,817.29
12/6/07	11,817.40	2,174.40	2,912.40	16,904.20
12/14/07	70,988.90	20,560.40	40,264.80	131,814.10
12/21/07	12,696.96	2,416.08	3,212.60	18,325.64
12/15/07	70,747.69	20,439.20	39,958.96	131,145.85
-				
YTD TOTAL	1,042,185.71	294,886.21	545,365.23	1,882,437.15
Calendar Year 2000	1,366,739.60	333,351.66	559,636.57	2,259,727.83

Projected for 2007

DISCRETIONARY	
DATE	RECEIPT
1/31/07	373,747.28
2/28/07	69,249.34
3/19/07	385,476.82
3/22/07	69,745.27
4/4/07	387,130.82
4/24/07	69,377.22
4/30/07	384,732.02
5/29/07	69,171.74
6/7/07	388,387.39
6/8/07	68,716.17
6/15/07	398,132.60
6/15/07	69,632.94
7/31/07	385,905.71
9/7/07	68,015.40
10/26/07	410,693.80
10/26/07	68,907.02
10/26/07	399,886.83
10/29/07	68,668.66
12/4/07	69,793.52
12/5/07	418,797.40
12/6/07	411,630.11
12/14/07	67,920.83
12/21/07	415,605.75
12/15/07	67,065.67
-	
YTD	5,586,390.31

TOTAL	
DATE	RECEIPT
1/31/07	396,563.48
2/28/07	208,404.47
3/19/07	408,479.25
3/22/07	208,647.08
4/4/07	413,362.82
4/24/07	208,171.30
4/30/07	407,410.38
5/29/07	206,490.18
6/7/07	407,656.65
6/8/07	204,496.97
6/15/07	423,641.25
6/15/07	204,378.88
7/31/07	409,415.51
9/7/07	200,919.02
10/26/07	432,613.60
10/26/07	205,920.91
10/26/07	417,390.23
10/29/07	205,120.78
12/4/07	202,717.86
12/5/07	436,614.69
12/6/07	428,534.31
12/14/07	199,734.93
12/21/07	433,931.39
12/15/07	198,211.52
-	
YTD	7,468,827.46

Surplus (Deficit) (324,553.89) (38,465.45) (14,271.34) (377,290.68)

A:SURCHARGE

**Surcharge Revenue
Calendar Year 2006**

PASS THROUGH				
DATE	NCC	KC	SC	TOTAL
1/12/06	17,750.77	4,038.44	4,810.39	26,599.60
1/31/06	82,208.07	23,370.46	43,673.05	149,251.58
2/21/06	18,211.46	3,999.70	4,818.09	27,029.25
2/21/06	80,346.30	23,010.52	43,236.92	146,593.74
3/9/05	13,640.38	3,020.90	3,476.56	20,137.84
4/7/06	79,588.09	22,935.33	43,234.68	145,758.10
4/7/06	25,831.17	4,662.87	5,755.07	36,249.11
4/26/06	79,443.00	23,195.00	43,329.00	145,967.00
5/10/06	16,587.77	4,688.71	4,687.67	25,964.15
5/22/06	78,733.53	23,109.89	43,407.00	145,250.42
6/16/06	15,594.90	6,231.60	2,265.90	24,092.40
6/16/06	78,953.30	23,244.14	43,731.21	145,928.65
7/12/06	17,286.18	4,504.99	6,266.82	28,057.99
7/28/06	78,362.82	23,402.39	43,970.66	145,735.87
8/14/06	24,209.62	4,438.42	6,173.22	34,821.26
8/30/06	77,125.49	23,133.09	43,740.75	143,999.33
9/30/06	24,617.88	4,592.83	6,489.35	35,700.06
9/30/06	76,474.62	22,962.91	43,888.15	143,325.68
11/21/06	93,316.67	26,659.02	48,241.25	168,216.94
11/30/06	15,910.70	6,159.14	5,152.36	27,222.20
12/21/06	90,204.10	26,097.30	47,767.52	164,068.92
1/5/07	74,840.66	22,646.78	43,091.06	140,578.50
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				-
YTD TOTAL	1,159,237.48	330,104.43	581,206.68	2,070,548.59
Calendar Year 2000	1,366,739.60	333,351.66	559,636.57	2,259,727.83

Projected for 2006

DISCRETIONARY	
DATE	RECEIPT
1/12/06	336,255.21
1/31/06	71,619.01
2/21/06	340,267.99
2/21/06	71,206.25
3/9/05	340,263.35
4/7/06	71,250.85
4/7/06	380,017.17
4/26/06	69,205.00
5/10/06	354,319.77
5/22/06	71,535.28
6/16/06	350,300.97
6/16/06	71,718.45
7/12/06	354,593.79
7/28/06	121,446.24
8/14/06	360,328.68
8/30/06	70,997.35
9/30/06	367,710.92
9/30/06	70,669.87
11/21/06	442,122.52
11/30/06	367,975.94
12/21/06	444,978.49
1/5/07	73,785.47
1/0/00	
1/0/00	
YTD	5,202,568.57

TOTAL	
DATE	RECEIPT
1/12/06	362,854.81
1/31/06	220,870.59
2/21/06	367,297.24
2/21/06	217,799.99
3/9/05	360,401.19
4/7/06	217,008.95
4/7/06	416,266.28
4/26/06	215,172.00
5/10/06	380,283.92
5/22/06	216,785.70
6/16/06	374,393.37
6/16/06	217,647.10
7/12/06	382,651.78
7/28/06	267,182.11
8/14/06	395,149.94
8/30/06	214,996.68
9/30/06	403,410.98
9/30/06	213,995.55
11/21/06	610,339.46
11/30/06	395,198.14
12/21/06	609,047.41
1/5/07	214,363.97
1/0/00	-
1/0/00	-
YTD	7,273,117.16

Surplus (Deficit) (207,502.12) (3,247.23) 21,570.11

A:SURCHARGE

**Surcharge Revenue
Calendar Year 2005**

PASS THROUGH				
DATE	NCC	KC	SC	TOTAL
1/19/05	20,948.10	5,023.74	6,082.52	32,054.36
1/28/05	86,823.43	23,555.42	43,902.58	154,281.43
2/10/05	20,261.60	4,760.76	5,902.02	30,924.38
2/16/05	86,369.20	23,520.72	43,827.98	153,717.90
3/10/05	18,568.67	4,360.03	5,356.73	28,285.43
3/29/05	85,956.53	23,634.87	43,966.00	153,557.40
4/6/05	20,713.10	5,206.75	6,105.10	32,024.95
5/4/05	86,138.31	23,760.99	44,026.35	153,925.65
5/27/05	21,152.82	4,664.21	5,762.63	31,579.66
6/6/05	85,716.38	23,702.93	44,123.48	153,542.79
6/6/05	19,588.80	4,510.61	5,509.19	29,608.60
6/14/05	85,324.04	23,646.34	44,190.49	153,160.87
7/28/05	19,962.51	4,590.66	5,401.91	29,955.08
7/28/05	85,245.44	23,725.28	44,610.57	153,581.29
8/18/05	13,729.28	3,338.10	3,853.83	20,921.21
8/19/05	83,603.28	23,220.92	44,155.14	150,979.34
9/13/05	18,406.46	4,305.35	5,108.34	27,820.15
9/27/05	83,107.39	23,314.24	44,288.08	150,709.71
10/13/05	19,292.01	4,343.09	5,244.49	28,879.59
10/31/05	83,553.26	23,597.67	44,398.55	151,549.48
11/21/05	18,708.56	4,225.56	5,414.88	28,349.00
11/21/05	83,042.57	23,288.36	44,148.72	150,479.65
12/22/05	16,856.00	3,847.30	4,972.60	25,675.90
1/12/06	83,135.60	23,522.35	43,985.96	150,643.91
-				
YTD TOTAL	1,246,203.34	335,666.25	594,338.14	2,176,207.73
Calendar Year 2000	1,366,739.60	333,351.66	559,636.57	2,259,727.83
Projected for 2005	1,246,203.34	335,666.25	594,338.14	

Surplus (Deficit) (120,536.26) 2,314.59 34,701.57

DISCRETIONARY	
DATE	RECEIPT
1/19/05	315,238.58
1/28/05	73,311.79
2/10/05	319,272.54
2/16/05	69,805.55
3/10/05	316,393.43
3/29/05	70,386.97
4/6/05	515,358.93
5/4/05	72,483.38
5/27/05	331,795.93
6/6/05	72,322.71
6/6/05	331,828.43
6/14/05	72,016.53
7/28/05	340,552.60
7/28/05	72,440.70
8/18/05	320,241.30
8/19/05	72,021.91
9/13/05	329,050.92
9/27/05	71,747.40
10/13/05	331,684.88
10/31/05	71,898.49
11/21/05	331,663.73
11/21/05	72,303.88
12/22/05	336,242.70
1/12/06	72,296.90
YTD	4,982,360.18

TOTAL	
DATE	RECEIPT
1/19/05	347,292.94
1/28/05	227,593.22
2/10/05	350,196.92
2/16/05	223,523.45
3/10/05	344,678.86
3/29/05	223,944.37
4/6/05	547,383.88
5/4/05	226,409.03
5/27/05	363,375.59
6/6/05	225,865.50
6/6/05	361,437.03
6/14/05	225,177.40
7/28/05	370,507.68
7/28/05	226,021.99
8/18/05	341,162.51
8/19/05	223,001.25
9/13/05	356,871.07
9/27/05	222,457.11
10/13/05	360,564.47
10/31/05	223,447.97
11/21/05	360,012.73
11/21/05	222,783.53
12/22/05	361,918.60
1/12/06	222,940.81
-	
YTD	7,158,567.91

A:SURCHARGE

**Surcharge Revenue
Calendar Year 2004**

PASS THROUGH				
DATE	NCC	KC	SC	TOTAL
1/16/04	2,134.72	727.62	864.50	3,726.84
1/22/04	95,881.74	24,904.38	46,185.30	166,971.42
2/9/04	13,809.57	2,552.94	3,180.94	19,543.45
2/24/04	95,441.47	24,839.71	46,029.46	166,310.64
3/11/04	34,613.92	7,341.38	8,605.87	50,561.17
3/24/04	94,315.88	24,743.32	45,541.79	164,600.99
4/12/04	16,575.88	3,401.22	4,386.91	24,364.01
4/23/04	93,288.06	24,421.19	45,192.21	162,901.46
5/26/04	18,742.97	4,079.25	5,108.38	27,930.60
5/28/04	93,288.08	24,421.00	45,192.00	162,901.08
6/8/04	19,088.70	4,359.28	5,403.65	28,851.63
6/29/04	90,590.00	23,744.00	44,621.00	158,955.00
7/14/04	20,935.04	4,331.21	6,331.84	31,598.09
7/30/04	89,709.00	23,764.00	44,859.00	158,332.00
8/11/04	20,814.98	4,888.87	6,039.48	31,743.33
8/31/04	88,425.00	23,422.00	44,570.00	156,417.00
9/15/04	20,675.40	4,829.80	5,902.00	31,407.20
9/27/04	80,815.00	21,203.00	42,544.00	144,562.00
10/13/04	20,183.55	4,855.07	5,836.18	30,874.80
10/26/04	87,328.79	23,486.27	44,412.68	155,227.74
11/18/04	88,055.10	23,645.07	44,406.91	156,107.08
12/21/04	19,689.18	4,474.11	5,491.26	29,654.55
1/6/05	19,944.98	4,860.22	5,756.34	30,561.54
1/7/05	86,766.88	23,454.32	43,975.79	154,196.99
-				
YTD TOTAL	1,311,113.89	336,749.23	600,437.49	2,248,300.61
Calendar Year 2000	1,366,739.60	333,351.66	559,636.57	2,259,727.83

DISCRETIONARY	
DATE	RECEIPT
1/16/04	259,676.58
1/22/04	84,067.86
2/9/04	272,087.78
2/24/04	83,453.91
3/11/04	282,642.26
3/24/04	82,382.48
4/12/04	286,320.81
4/23/04	81,603.43
5/26/04	285,663.03
5/28/04	78,989.00
6/4/04	286,976.70
6/29/04	62,420.00
7/14/04	293,390.61
7/30/04	62,104.00
8/11/04	262,772.12
8/31/04	76,152.00
9/15/04	335,099.31
9/27/04	71,555.00
10/13/04	300,823.01
10/26/04	75,856.91
11/18/04	74,525.48
12/21/05	312,098.82
1/6/05	303,415.19
1/7/05	73,616.01
YTD	4,387,692.30

TOTAL	
DATE	RECEIPT
1/16/04	263,403.42
1/22/04	251,039.28
2/9/04	291,631.23
2/24/04	249,764.55
3/11/04	333,203.43
3/24/04	246,983.47
4/12/04	310,684.82
4/23/04	244,504.89
5/26/04	313,593.63
5/28/04	241,890.08
6/4/04	315,828.33
6/29/04	221,375.00
7/14/04	324,988.70
7/30/04	220,436.00
8/11/04	294,515.45
8/31/04	232,569.00
9/15/04	366,506.51
9/27/04	216,117.00
10/13/04	331,697.81
10/26/04	231,084.65
11/18/04	230,632.56
12/54/04	341,753.37
1/6/05	333,976.73
1/7/05	227,813.00
-	
YTD	6,635,992.91

Surplus (Deficit) (55,625.71) 3,397.57 40,800.92 (11,427.22)

1/6 collection represents collections for the period 10/15/04 to 10/31/04

1/7 collection represents collection for the period 12/1/04 to 12/31/04

A:SURCHARGE

**Surcharge Revenue
Calendar Year 2003**

PASS THROUGH				
DATE	NCC	KC	SC	TOTAL
1/8/03	6,860.65	1,689.11	1,607.80	10,157.56
1/16/03	104,880.57	26,182.16	47,761.64	178,824.37
2/5/03	8,110.58	1,158.59	1,694.27	10,963.44
2/25/03	104,969.50	26,377.16	47,797.35	179,144.01
3/6/03	9,348.90	1,379.70	1,933.88	12,662.48
3/17/03	104,044.50	26,228.17	47,662.36	177,935.03
3/31/03	8,729.52	1,365.99	1,811.29	11,906.80
4/21/03	103,260.67	26,090.84	47,477.55	176,829.06
5/12/03	2,238.18	560.00	896.00	3,694.18
5/27/03	102,449.70	25,899.74	47,309.92	175,659.36
6/5/03	15,683.00	2,441.02	3,153.68	21,277.70
6/17/03	101,629.06	25,839.91	47,338.86	174,807.83
7/23/03	10,407.24	2,174.04	2,544.16	15,125.44
7/28/03	100,878.22	25,755.85	47,649.60	174,283.67
9/8/03	11,332.41	2,081.77	2,654.26	16,068.44
9/8/03	99,787.76	25,555.02	47,678.34	173,021.12
9/8/03	11,261.99	2,261.00	2,871.59	16,394.58
9/15/03	99,096.64	25,445.78	47,602.39	172,144.81
10/10/03	17,814.50	3,217.00	3,504.00	24,535.50
10/28/03	98,353.14	25,353.52	47,236.10	170,942.76
11/25/03	12,757.50	2,292.00	2,994.00	18,043.50
11/26/03	98,211.35	25,377.75	47,121.54	170,710.64
12/18/03	97,028.61	25,127.36	46,624.33	168,780.30
12/18/03	12,899.50	2,304.20	2,973.20	18,176.90
-				
YTD TOTAL	1,342,033.69	332,157.68	597,898.11	2,272,089.48
Calendar Year 2000	1,366,739.60	333,351.66	559,636.57	2,259,727.83

DISCRETIONARY	
DATE	RECEIPT
1/8/03	234,755.84
1/16/03	90,243.62
2/5/03	245,439.56
2/25/03	90,748.24
3/6/03	260,987.70
3/17/03	89,583.63
3/31/03	248,632.26
4/21/03	89,082.43
5/12/03	323,849.42
5/27/03	88,951.77
6/5/03	282,692.15
6/17/03	88,501.36
7/23/03	256,495.52
7/28/03	86,634.35
9/8/03	238,300.41
9/8/03	85,940.74
9/8/03	283,382.72
9/15/03	85,719.95
10/10/03	162,420.44
10/28/03	85,565.72
11/25/03	263,250.70
11/26/03	85,591.33
12/18/03	84,388.62
12/18/03	361,500.65
YTD	4,212,659.13

TOTAL	
DATE	RECEIPT
1/8/03	244,913.40
1/16/03	269,067.99
2/5/03	256,403.00
2/25/03	269,892.25
3/6/03	273,650.18
3/17/03	267,518.66
3/31/03	260,539.06
4/21/03	265,911.49
5/12/03	327,543.60
5/27/03	264,611.13
6/5/03	303,969.85
6/17/03	263,309.19
7/23/03	271,620.96
7/28/03	260,918.02
9/8/03	254,368.85
9/8/03	258,961.86
9/8/03	299,777.30
9/15/03	257,864.76
10/10/03	186,955.94
10/28/03	256,508.48
11/25/03	281,294.20
11/26/03	256,301.97
12/15/03	253,168.92
12/18/03	379,677.55
-	
YTD	6,484,748.61

Projected for 2003 1,342,033.69 332,157.68 597,898.11

Surplus (Deficit) (24,705.91) (1,193.98) 38,261.54

A:SURCHARGE

**Surcharge Revenue
Calendar Year 2002**

PASS THROUGH				
DATE	NCC	KC	SC	TOTAL
2/20/02	110,206.03	26,963.64	47,977.90	185,147.57
3/5/02	13.20	38.00	12.00	63.20
3/20/02	110,071.80	27,374.40	48,112.40	185,558.60
4/2/02	165.60	356.60	118.60	640.80
4/19/02	120,982.71	29,216.35	49,841.86	200,040.92
5/21/02	111,242.95	27,359.04	48,602.52	187,204.51
6/6/02	9,185.11	1,525.05	1,290.95	12,001.11
6/24/02	124,047.75	27,096.68	48,672.76	199,817.19
7/23/02	131,491.36	31,154.46	52,124.85	214,770.67
8/2/02	998.00	226.00	116.00	1,340.00
8/21/02	109,780.07	27,164.56	49,252.25	186,196.88
8/30/02	9,264.13	1,461.44	1,424.94	12,150.51
9/19/02	108,090.77	26,700.83	49,072.74	183,864.34
9/30/02	10,744.74	1,849.25	1,723.38	14,317.37
10/16/02	108,194.48	26,806.60	48,962.63	183,963.71
11/14/02	13,909.74	1,614.44	1,788.05	17,312.23
11/20/02	107,683.48	26,684.81	48,683.85	183,052.14
12/20/02	106,556.92	26,499.13	48,179.75	181,235.80
				-
				-
				-
				-
				-
				-
				-
YTD TOTAL	1,292,628.84	310,091.28	545,957.43	2,148,677.55
Calendar Year 2000	1,366,739.60	333,351.66	559,636.57	2,259,727.83

DISCRETIONARY	
DATE	RECEIPT
3/5/02	274,792.09
4/2/02	297,781.79
4/30/02	286,240.20
6/6/02	299,307.03
6/24/02	204,295.39
7/23/02	139,466.47
8/2/02	318,740.79
8/30/02	308,933.14
9/19/02	92,784.09
9/30/02	224,031.55
10/16/02	100,372.01
11/14/02	225,622.89
11/20/02	92,418.39
12/20/02	91,792.38
YTD	2,956,578.21

TOTAL	
DATE	RECEIPT
2/20/02	185,147.57
3/5/02	274,855.29
3/20/02	185,558.60
4/2/02	298,422.59
4/19/02	486,281.12
5/21/02	187,204.51
6/6/02	311,308.14
6/24/02	404,112.58
7/23/02	354,237.14
8/2/02	320,080.79
8/21/02	186,196.88
8/30/02	321,083.65
9/19/02	276,648.43
9/30/02	238,348.92
10/16/02	284,335.72
11/14/02	242,935.12
11/20/02	275,470.53
12/20/02	273,028.18
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YTD	5,105,255.76

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GOVERNMENT OF THE DISTRICT OF COLUMBIA Office of Unified Communications



Janice Quintana
Director

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, DC 20554

March 23, 2010

RE: INFORMATION COLLECTION MANDATED BY THE NEW AND EMERGING
TECHNOLOGIES IMPROVEMENT ACT OF 2008, PS Docket No. 09-14


Ref: OMB Control Number 3060-1122

Via fax (202-418-2824) and electronic filing

Dear Ms. Dortch:

Enclosed please find a copy of filed comments of the District of Columbia Office of
Unified Communications in the above-referenced proceeding.

Respectfully submitted,


Janice Quintana

Enclosure

2720 Martin Luther King, Jr. Avenue, SE - Washington, DC 20032 Office: (202) 730-0503 Fax: (202) 730-4054

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Abbreviations:

HS: Host send
HR: Host receive
WS: Waiting send

PL: Polled local
PR: Polled remote
MS: Mailbox save

MP: Mailbox print
CP: Completed
FA: Fail

TU: Terminated by user
TS: Terminated by system
RP: Report
G3: Group 3
EC: Error Correct

GOVERNMENT OF THE DISTRICT OF COLUMBIA

Office of Unified Communications



Janice Quintana
Director

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, DC 20554

March 23, 2010

RE: *INFORMATION COLLECTION MANDATED BY THE NEW AND EMERGING
TECHNOLOGIES IMPROVEMENT ACT OF 2008*, PS Docket No. 09-14


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Via fax (202-418-2824) and electronic filing

Dear Ms. Dortch:

Enclosed please find a copy of filed comments of the District of Columbia Office of Unified Communications in the above-referenced proceeding.

Respectfully submitted,



Janice Quintana

Enclosure

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Information Collection Mandated by)	PS Docket No. 09-14
the New and Emerging Technologies Act)	
of 2008)	
)	

Ref: OMB Control Number 3060-1122

**Responses of the District of Columbia
Office of Unified Communications**

On February 05, 2010, the Federal Communications Commission ('FCC'; 'Commission') released Public Notice (DA 10-240) titled *INFORMATION COLLECTION MANDATED BY THE NEW AND EMERGING TECHNOLOGIES IMPROVEMENT ACT OF 2008*. Subsequently, in March, 2010 Mayor Adrian M. Fenty received a Public Safety and Homeland Security Bureau letter requesting information from the District of Columbia.

In its letter to Mayor Fenty, the Commission and the Public Safety and Homeland Security Bureau requested specific information, by numbered item, in order to fulfill the Commission's obligations under Section 6(f)(2) of the NET 911 Act. The Office of Unified Communications¹ (OUC) on behalf of the Mayor and District hereby submits the following response:

- A statement as to whether or not the state or other entity as defined by Section 6(f)(1) of the NET911 Act has established a funding mechanism designated for or imposed for the purposes of 9-1-1 or E9-1-1 support or implementation (including a citation to the legal authority for such mechanism).

Response: Yes, such a funding mechanism is within the District of Columbia "DC Emergency and Non-Emergency Number Telephone Calling Systems Fund" (aka 'the 911 Fund', created August 11, 2000 pursuant to the Emergency and Non-Emergency Telephone Calling Systems Fund Act of

¹ In Washington, D.C., the Office of Unified Communications is the District agency charged with the responsibility of 911 and Enhanced 911 (E911) oversight and call answering. The OUC became an independent agency in Fiscal Year 2005 and is responsible for the administration of the 911 Fund.

2000) and authority for the fund is defined in Title 34, Subchapter 5, Chapters 1801-1805 of the District of Columbia Code.

- The amount of the fees or charges imposed for the implementation and support of 9-1-1 and E9-1-1 services, and the total amount collected pursuant to the assessed fees or charges, for the annual period ending December 31, 2008. A statement describing how the funds collected are made available to localities, and whether the state has established written criteria regarding the allowable uses of the collected funds, including the legal citation to such criteria.

Response: The District of Columbia budget and 9-1-1 fee reconciliation is based on the fiscal year, ending on September 30, 2009. Therefore, OUC is reporting the FY 2009 numbers. In FY 09, the total fund/fee collection was \$12,714,347.00. The District established the Emergency and Non-Emergency Telephone Calling Systems Fund Act of 2000 containing the written criteria regarding the allowable uses of the collected fund.

- A statement identifying any entity in the state that has the authority to approve the expenditure of funds collected for 9-1-1 or E9-1-1 purposes, and a description of any oversight procedures established to determine that collected funds have been made available or used for the purposes designated by the funding mechanism, or otherwise used to implement or support 9-1-1 or E9-1-1.

Response: In the District, fund management is the responsibility of the Office of Unified Communications. Oversight of the OUC is by the Mayor and Council of the Government of the District of Columbia.

- A statement whether all the funds collected for 9-1-1 or E9-1-1 purposes have been made available or used for the purposes designated by the funding mechanism, or otherwise used for the implementation or support of 9-1-1 or E9-1-1.

Response: All funds collected are used for the purposes (implementation and support of 9-1-1/E9-1-1) designated by the funding mechanism.

- A statement identifying what amount of funds collected for 911 or E911 purposes were made available or used for any purposes other than the ones designated by the funding mechanism or used for purposes otherwise unrelated to 9-1-1 or E9-1-1 implementation or support, including a statement identifying the unrelated purposes for

which the funds collected for 9-1-1 or E9-1-1 purposes were made available or used.

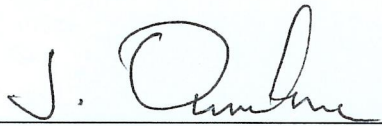
Response: None.

- Any other comments the respondent may wish to provide regarding the applicable funding.

Response: None, at this time.

Respectfully Submitted,

The District of Columbia Office of Unified Communications Public Safety
Answering Point for Washington, D.C.



Janice Quintana
Director

Government of the District of Columbia
Office of Unified Communications
2720 Martin Luther King Ave. S. E.
Washington, D.C. 20032

March 23, 2010



Office of the Secretary
4050 Esplanade Way
Tallahassee, Florida 32399-0950
Tel: 850.488.2786
Fax: 850.922.6149
www.dms.MyFlorida.com

Governor Charlie Crist

Secretary Linda H. South

March 17, 2010

Ms. Marlene H. Dortch
Office of the Secretary
Federal Communications Commission
445 12th Street, SW
Washington, D.C. 20554

Re: PS Docket No. 09-14

Dear Secretary Dortch:

Consistent with Section 6(f) of the NET 911 Act, the following information is being provided to the Secretary of the Federal Communications Commission (FCC) as specified in the FCC's Public Notice, DA 10-240.

The State of Florida has established a funding mechanism for the purposes of 911 or E911 support and implementation. The legislative intent is to provide funds to counties to pay certain costs associated with their 911 or E911 systems, to contract for E911 services, and to reimburse wireless telephone service providers for costs incurred to provide 911 or E911 services. E911 fees are collected as required by Florida Statute §365.172 (8) and disbursed as required by Florida Statute §365.173. Local government may not levy the fee or any additional fee on providers or subscribers for the provision of E911 service. The State E911 fee is not assessed on Indian tribal areas and to our knowledge they do not have a separate fee collected by the service providers.

E911 fees are collected as required by Florida Statutes §365.172 (8) and §365.173, which provides for segregation into two separate categories based on wireless and nonwireless service. The initial E911 fee and allocation percentages were set by the legislature as required by Florida Statute §365.173.

The Florida E911 Board adjusts the allocation percentages or reduces the amount of the fee, or both, if necessary to assure full cost recovery or prevent over recovery of costs incurred in the provision of E911 service, including costs incurred or projected to be incurred.

Wireless E911 Fee

The rate of the fee, currently 50 cents, is set by the E911 Board; it is capped and may not exceed 50 cents per month per each service identifier. The fee applies uniformly and is imposed throughout the state. Wireless providers collect the E911 fee from subscribers, retain a 1% administrative fee, and submit the remainder of collected fees to the E911 Board, which distributes the monies back to the counties through monthly disbursements and a rural county grant program and to wireless service providers in response to sworn invoices for E911 service.

The total amount of wireless E911 fee revenues collected in calendar year 2009 were \$75,932,488.

☐ Current Wireless 911 Fee Allocation Percentages:

- 67% distributed each month to counties for purposes of providing E911 service (payments are based on the number of wireless subscribers in each county)
- 30% available for distribution to wireless service providers in response to sworn invoices for the actual costs incurred in providing E911 service
- 2% used to provide extra assistance to rural counties for providing 911 or E911 service
- 1% of the funds is retained by the E911 Board for administrative and operational purposes

Nonwireless E911 Fee (Wireline & VoIP)

The rate of the fee, currently 50 cents, is set by the E911 Board; it is capped and may not exceed 50 cents per month per each service identifier. The fee applies uniformly and is imposed throughout the state, except for three counties that, before July 1, 2007, had adopted an ordinance or resolution establishing a fee less than 50 cents per month per access line. Nonwireless providers collect the E911 fee from customers, retain a 1% administrative fee, and submit the remainder of collected fees to the E911 Board, which distributes the monies back to the counties through monthly disbursements and a rural county grant program.

The total amount of nonwireless E911 fee revenues collected in calendar year 2009 were \$49,599,186.

☐ Current Nonwireless E911 Fee Allocation Percentages:

- 97% distributed each month to counties for purposes of providing E911 service (payments are based on the number of nonwireless subscribers in each county)
- 2% used to provide extra assistance to rural counties for providing 911 or E911 service
- 1% of the funds is retained by the E911 Board for administrative and operational purposes

E911 statutory criteria established in Florida Statute §365.173 specify the allowable uses of the collected E911 funds. In addition, the authorized county expenditures are detailed in Florida Statute §365.172(9).

The E911 Board was established to help implement a statewide E911 system for wireless and nonwireless voice communication users. The E911 Board's primary function is to administer, with oversight of the Department of Management Services, the funds derived from the monthly fee on each subscriber with a Florida billing address (place of primary use). The E911 Board makes disbursements from the E911 Trust Fund to county governments and wireless providers as required by Florida Statute §365.173. Oversight is provided at different levels throughout the process:

The E911 Board provides annual reports to the governor and the legislature on amounts collected and expended, the purposes for which expenditures have been made, and the status of E911 service in this state.

The Auditor General annually audits the fund to ensure that monies in the fund are being managed as required by the statutes. The Auditor General provides a report of the annual audit to the E911 Board.

Counties are required to establish a fund to be used exclusively for the receipt and expenditure of the revenues. The money collected and interest earned in the county's E911 fund is appropriated for the statutory E911 purposes by the county commissioners and incorporated into the annual county budget. The county E911 funds are included within the financial audit performed as required by Florida Statute 218.39. County E911 funds have been periodically audited by the Auditor General and the Department of Management Services Inspector General's Office.

All of the E911 fee revenues and funds collected for 911 or E911 purposes have been made available or used for the purposes designated in Florida Statutes §365.172 and §365.173.

At the State level, no E911 fee revenues and funds collected for 911 or E911 purposes have been used for any other purposes other than those designated in Florida Statutes §365.172 and §365.173. Actual county spending can only be attested to at the county level. One hundred percent state auditing and oversight of spending is not provided, however, Florida Statute §365.172(9)(c) prohibits county utilization of E911 funds for purposes other than E911 purposes.

Ms. Marlene H. Dortch

March 17, 2010

Page Four

Information on Florida's funding mechanism, E911 Board information, E911 Statute links and information on Florida E911 systems is available at <http://dms.myflorida.com> under the links for Telecommunication/Public Safety Bureau/Florida E911.

Sincerely,

A handwritten signature in black ink, appearing to read 'L. South', written in a cursive style.

Linda H. South
Secretary

STATE OF GEORGIA

NET 9-1-1 ACT INFORMATION COLLECTION RESPONSE FOR MARCH 23, 2010

Prepared by Georgia Emergency Management Agency

- A statement as to whether or not the state or other entity as defined by Section 6(f)(1) of the NET 911 Act has established a funding mechanism designated for or imposed for the purposes of 911 or E911 support or implementation (including a citation to the legal authority for such mechanism).

Under Georgia Code 46-5-133 a local government providing or contracting for 9-1-1 or E9-1-1 service can impose a 9-1-1 fee on all landlines and all wireless connections except prepaid wireless. The landline fee cannot exceed \$1.50 per month per telephone service under Georgia Code 46-5-134(a)(1)(A). The wireless fee cannot exceed \$1.00 per month per wireless connection for Phase I wireless 9-1-1 under Georgia Code 46-5-134(2)(A) and \$1.50 per month per wireless connection for Phase II wireless 9-1-1 under Georgia Code 46-5-134(2)(B).

Under Georgia Code 46-5-134.2(a) the State of Georgia imposed a 9-1-1 fee on all prepaid wireless service. The prepaid wireless provider can choose one (1) of five (5) methods of calculating this fee which amounts to the equivalent of \$1.50 per the average monthly amount of prepaid wireless service actually provided to a telephone subscriber.

- The amount of the fees or charges imposed for the implementation and support of 911 and E911 services, and the total amount collected pursuant to the assessed fees or charges, for the annual period ending December 31, 2009.

The landline and wireless 9-1-1 fees are collected by the local governments providing 9-1-1 or E9-1-1 service. Georgia Emergency Management Agency (GEMA) does not have figures on the amounts imposed or collected by the local governments.

Because of the way the prepaid 9-1-1 fee is imposed under Georgia Code 46-5-134.2(a), and not having accurate figures on the actual amount of prepaid service purchased in the State of Georgia, we cannot determine the amount of fees imposed. For the annual period ending December 31, 2009 \$8,537,319 was collected in prepaid 9-1-1 fees by the Department of Community Affairs (DCA). DCA deposited the funds into the general fund of the state treasury in compliance with State Code 45.12.4.

- A statement describing how the funds collected are made available to localities, and whether the state has established written criteria regarding the allowable uses of the collected funds, including the legal citation to such criteria.

The landline and wireless 9-1-1 fees are remitted to the local governments by the service providers. Remittance of the landline fee is based on the

location of the telephone service. Remittance of the wireless fee is based on the jurisdiction of the billing address. Georgia Code 46-5-134(f) outlines the allowable uses of the landline and wireless fees.

Under Georgia Code 46-5-134.2(f)(1) the prepaid 9-1-1 funds are to be distributed by DCA through the Emergency 9-1-1 Assistance Fund. The funds will be distributed through a grant program. Georgia Code 46-5-134.2(f)(2)(A) provides that any governmental entity that operates or is in the process of implementing a 9-1-1 system is eligible to apply for a grant under the Emergency 9-1-1 Assistance Fund. These grant funds may be used for the purchase or upgrade of 9-1-1 equipment. 9-1-1 equipment is described in Georgia Code 46-5-134(f). DCA has promulgated written rules and regulations to provide for the grant application process and for the administration of the Emergency 9-1-1 Assistance Fund as required Georgia Code 45-5-124.2(g).

- A statement identifying any entity in the state that has the authority to approve the expenditure of funds collected for 911 or E911 purposes, and a description of any oversight procedures established to determine that collected funds have been made available or used for the purposes designated by the funding mechanism, or otherwise used to implement or support 911 or E911.

The local governments collecting the landline and wireless fees use the fees following the guidelines in 46-5-134(f). Under Georgia Code 46-5-134(M)(1) each local government collecting and expending landline and wireless 9-1-1 fees shall file an annual report of its collections and expenditures in conjunction with the annual audit required under Georgia Code Section 36-81-7. These reports are filed with the Department of Audits.

The Emergency 9-1-1 Assistance Fund is administered by the Department of Community Affairs with input from the Governor's 9-1-1 Advisory Committee. The Governor's 9-1-1 Advisory Committee was created under Code Section 46-5-123.

- A statement whether all the funds collected for 911 or E911 purposes have been made available or used for the purposes designated by the funding mechanism, or otherwise used for the implementation or support of 911 or E911.

The landline and wireless 9-1-1 fees are collected and expended by the local governments providing 9-1-1 service. Accounting for the use of these fees is done by the local government through their annual report to the Department of Audits. Discrepancies, if any, in the use of these funds is addressed by the Department of Audits and corrected by the local government.

Under Georgia law all funds deposited in the general fund of the state treasury must be allocated for any uses other than general fund budget. In

state fiscal year 2010 no funds were allocated for the Emergency 9-1-1 Assistance Fund.

- A statement identifying what amount of funds collected for 911 or E911 purposes were made available or used for any purposes other than the ones designated by the funding mechanism or used for purposes otherwise unrelated to 911 or E911 implementation or support, including a statement identifying the unrelated purposes for which the funds collected for 911 or E911 purposes were made available or used.

The landline and wireless 9-1-1 fees are collected and expended by the local governments providing 9-1-1 service. Accounting for the use of these fees is done by the local government through their annual report to the Department of Audits. Any discrepancies in the use of these funds is addressed by the Department of Audits and corrected by the local government.

In the annual period ending December 31, 2009 \$8,537,319 was collected in prepaid 9-1-1 fees. None of these funds were allocated for 9-1-1 or E9-1-1 use. These funds remained in the general fund of the state treasury.

- Any other comments the respondent may wish to provide regarding the applicable funding mechanism for 911 and E911.



EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

March 25, 2010

Ms. Marlene H. Dortch
Office of the Secretary
Federal Communications Commission
445 12th Street
Washington, D.C. 20554

Dear Ms. Dortch:

This is in response to the letter from Mr. James Arden Barnett, Chief of the Public Safety and Homeland Security Bureau, dated February 10, 2010, requesting information to fulfill the Federal Communications Commission's ("Commission") obligations under Section 6(f)(2) of the New and Emerging Technologies 911 Improvement Act of 2008 ("NET 911 Act") to detail the status of the collection and distribution of fees or charges assessed for the purpose of providing 911 and enhanced 911 services.

The following responses address each of the inquiries made by the Public Safety and Homeland Security Bureau in turn and demonstrate the State of Hawaii's achievement in deploying enhanced 911 throughout the State:

1. A statement as to whether or not your State, or other entity defined as Section (6)(f)(1) of the NET 911 Act, has established a funding mechanism designated for or imposed for the purpose of 911 or E911 support or implementation (including a citation to the legal authority for such mechanism).

By Act 159, Session Laws of Hawaii 2004, Hawaii established a monthly wireless enhanced 911 surcharge, which is imposed upon each commercial mobile radio service connection. At present, the current rate of the surcharge is \$0.66 per month for each commercial mobile radio service connection, except (a) connections billed to federal, state, and county government entities; and (b) prepaid connections. Act 159, codified at Chapter 138, Hawaii Revised Statutes ("HRS"), also provided for the establishment outside the state treasury of a special fund, to be known as the Wireless Enhanced 911 Fund ("Fund") that is administered by a Wireless Enhanced 911 Board (the "Board").

See the following link to find Chapter 138, HRS, for establishment of the surcharge and Fund: http://capitol.hawaii.gov/hrscurrent/Vol03_Ch0121-0200D/HRS0138/.

In addition, wireline carriers assess a monthly statewide 911 Emergency Service Surcharge of \$0.27 per telephone access line to pay for local enhanced 911 emergency services. HRS section 269-16.95 provides the public utility with the authority to recover the capital and operational costs for providing statewide enhanced 911 emergency services and requires the identification of the surcharge as a separate line item on customer's bills. HRS section 269-16.95 may be found at: http://capitol.hawaii.gov/hrscurrent/vol05_Ch0261-319/HRS0269/HRS_0269-0016_0095.htm.

The \$0.27 cent fee is based on a filing by Hawaiian Telcom the Incumbent Local Exchange Carrier (ILEC) and subsequent approval by the Hawaii Public Utilities Commission. Currently, Hawaiian Telcom collects and keeps the surcharge in accordance to the Law.

2. The amount of the fees or charges imposed for the implementation and support of 911 and E911 services, and the total amount collected pursuant to the assessed fees or charges, for the annual period ending December 31, 2009. A statement describing how the funds collected are made available to localities, and whether your state has established written criteria regarding the allowable use of the collected funds, including the legal citation to such criteria.

The wireless surcharge assessed has been established at \$0.66 per connection per month. In 2009, approximately \$8,178,764.44 was collected and remitted to the Wireless Enhanced 911 Fund.

The surcharge assessed by the ILEC is \$0.27 per telephone access line. Hawaiian Telcom reports that it collected approximately \$1.4 million during the year ending December 31, 2009 in 911 Emergency Service Surcharge assessments.

The amounts collected by the Wireless Enhanced 911 Board are used to reimburse public safety answering points ("PSAPs") solely for their:

"Reasonable costs to lease, purchase, or maintain all necessary equipment, including computer hardware, software, and database provisioning, required by the public safety answering point to provide technical functionality for the wireless enhanced 911 service pursuant to the Federal Communications Commission order [issued in Docket No. 94-102 governing wireless enhanced 911 service]" HRS section 138-5(a)

The Board reimburses PSAPs for capital and operational expenses to provide wireless enhanced 911 services upon: (a) written request submitted to the Board, in the form prescribed by the Board; (b) review by the Board's technical and finance committees to ensure necessity and prudence of expenditure and adequacy of moneys in

the Fund; and (c) approval of a majority of the Board at a publicly noticed Board meeting.

The amounts collected by the ILEC are to be used for 911 and E911 services as set forth by the Hawaii Public Utilities Commission in its decision and order approving the surcharge amount. See Hawaii Public Utilities Commission Decision and Order No. 13950, filed on June 9, 1995 in Docket Nos. 7579, 7524, 7523, 7193, and 6404 (Consolidated).

3. A statement identifying any entity in your State that has the authority to approve the expenditure of funds collected for 911 or E911 purposes, and a description of any oversight procedures established to determine that collected funds have been made available or used for the purposes designated by the funding mechanism, or otherwise used to implement or support 911 or E911.

As stated in answer to question number 2, above, the Board provides oversight for the reimbursements that are paid to the PSAPs for wireless enhanced 911 services. The Board must provide an annual written report to the Hawaii State Legislature detailing:

- A. The total aggregate surcharge collected by the State in the last fiscal year;
- B. The amount of disbursement from the Fund;
- C. The recipient of each disbursement and a description of the project for which the money was disbursed;
- D. The conditions, if any, placed by the Board on disbursements from the Fund;
- E. The planned expenditures from the Fund in the next fiscal year;
- F. The amount of any unexpected funds carried forward for the next fiscal year;
- G. A cost study to guide the legislature towards necessary adjustments to the Fund and the monthly surcharge; and
- H. A progress report of jurisdictional readiness for wireless E911 services, including public safety answering points, wireless providers, and wireline providers.

Additionally, the Hawaii State Legislature establishes the annual expenditure ceiling for the Board (\$9 million for FY09 and FY10) when it reviews the budget proposed by the State Department of Accounting and General Services, since it is administratively attached to the department.

The Hawaii Public Utilities Commission, as regulator of the ILEC, provides oversight for the public utility. Reviews of all rates and surcharges are conducted during rate cases initiated before the Hawaii Public Utilities Commission.

4. A statement whether all the funds collected for 911 or E911 purposes have been made available or used for the purposes designated by the funding mechanism, or otherwise used for the implementation or support of 911 or E911.

In calendar year 2009 the Board reimbursed Hawaii PSAPs approximately \$6,236,643.62 for various capital and operational expenses relating to enhanced 911 services in accordance with HRS 138-5. In addition, \$16,000, 000 was transferred from the Wireless Enhanced 911 Fund into the state General Fund in accordance with HRS 37-46.

5. A statement identifying what amount of funds collected for 911 or E911 purposes were made available or used for any purposes other than the ones designated by the funding mechanism or used for purposes otherwise unrelated to 911 or E911 implementation or support, including a statement identifying the unrelated purposes for which the funds collected for 911 or E911 purposes were made available or used.

\$16,000, 000 was transferred from the Wireless Enhanced 911 Fund into the state General Fund to support state general fund purposes.

6. Any other comments you may wish to provide regarding the applicable funding mechanism for 911 and E911.

There are a number of bills before the Hawaii State Legislature that could impact the Wireless Enhanced 911 Fund, as presently written. Particularly noteworthy is House Bill No. 1014, House Draft 3, carried over from the last legislative session, which provides for the following changes, among others, to Chapter 138, HRS:

- A. Broadens the applicability of the Enhanced 911 Surcharge to other telecommunications service providers by including "local landline telephones, cellular telephones, wireless communications, interconnected voice over internet protocol, or any other service or technology by which a caller can contact a 911 call center."
- B. Imposes the monthly surcharge on landline, voice over internet protocol, and any other communication service able to contact a 911 call center;
- C. Increases the authority of the Board to spend surcharge funds not just to reimburse costs of implementing wireless enhanced 911 services, but on funding operation of the enhanced 911 system generally.

The availability of this Fund and the mechanism of recovery for the PSAPs and wireless carriers to implement and sustain enhanced 911 services have moved the State of Hawaii from no enhanced wireless 911 service to full implementation of Phase II wireless enhanced 911 service in less than 3 years. Today, as technology advances in all aspects for the telecommunications industry, we must remain vigilant to keep pace with

our emergency response systems so that our residents and visitors have assurances that they will have access to the emergency services when needed.

Hawaii is always happy to oblige to requests from the Commission. Should the Commissions' Public Safety and Homeland Security Bureau need further assistance from our State, please do not hesitate to contact Russ Saito of the Department of Accounting and General Services at (808) 586-0400

Sincerely,

A handwritten signature in dark ink, appearing to read "L. Lingle", is positioned above the printed name.

LINDA LINGLE
Governor

cc: James Arden Barnett, Jr.
Chief, Public Safety and Homeland Security Bureau
Russ K. Saito, State Comptroller



**Idaho
Emergency
Communications
Commission**

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March 19, 2010

Mr. James Arden Bamett, Jr.
Rear Admiral (Ret.)
Chief, Public Safety and Homeland Security Bureau
Washington, D.C. 20554

Re: Annual Information Collection Mandated by the New and Emerging
Technologies Improvement Act of 2008

Dear Chief Bamett:

In response to your letter addressed to Governor Otter, and the information requested in PS Docket No. DA 10-240, the Idaho Emergency Communications Commission (IECC) submits the following information.

Your correspondence requested:

1. A statement as to whether or not your State, or any political subdivision, Indian tribe, village or a regional corporation therein as defined by Section 6(f)(1) of the NET 9-1-1 Act, has established a funding mechanism designated for or imposed for the purposes of 9-1-1 or E9-1-1 support or implementation (including a citation to the legal authority for such mechanism).

Idaho Response:

In 1988 the Idaho Legislature passed the Emergency Communication Act, Title 31, Chapter 48 to authorize funding to support implementation of consolidated emergency communications systems through the governance of Idaho counties or by the creation of 9-1-1 service areas. All 9-1-1 fee collections are done at the county level with the exception of the five (5) cities that were providing 9-1-1 services prior to the enactment of the statute. These cities are given allocations by the counties in which they are located or collect fees directly from the providers.

Pursuant to Idaho Code 31-4803, a county must get voter approval to institute an emergency communications fee in an amount no greater than one dollar (\$1.00) per month per "telephone line". The Act has been amended in recent years to include assessing the fee on both wireless and Voice over Internet Protocol (VoIP) service and now uses the term "access line" to indicate that all technology that is able to provide dial tone to access 9-1-1 is mandated to collect the fee.

In 2008, the Idaho Legislature promulgated the implementation of an Enhanced Emergency Communications Grant Fee that was signed into law by the Governor and became Idaho Code §31-4819. This additional fee can be imposed by the boards of commissioners of Idaho counties in the amount of \$0.25 per month per access line to be contributed to the Enhanced Emergency Communications Grant Fund. The funds are distributed via a grant

process governed by the IECC. Thirty-five Idaho counties have begun assessing the enhanced fee. The total amount of funds collected for the Enhanced Emergency Communications Grant Fund is \$1,754,421.01 for the year ending December 31, 2009. \$1,600,868.15 of this fund has been awarded to twelve counties. Nine counties were awarded grants to move from Basic 9-1-1 to Enhanced 9-1-1, two counties were awarded grants to upgrade Enhanced 9-1-1 phone systems and two counties were awarded grants to purchase Enhanced 9-1-1 networks. The remaining \$153,552.90 will be grants to support rural counties recurring network monthly costs.

Your correspondence requested:

2. The amount of the fees or charges imposed for the implementation and support of 9-1-1 and E9-1-1 services, and the total amount collected pursuant to the assessed fees or charges, for the annual period ending December 31, 2009. A statement describing how the funds collected are made available to localities, and whether your state has established written criteria regarding the allowable uses of the collected funds, including the legal citation to such criteria.

Idaho Response:

The total amount of fees collected by Idaho counties for the year ending December 31, 2009 was \$18,673,808.67. As of January 2009 all counties are collecting the emergency communications fee in the amount of \$1.00 per month per access line. The Enhanced Emergency Communications Grant Fund will be distributed via a grant process outlined in Idaho Administrative Code IDAPA 15.06.02) with the second distribution from the fund beginning in September 2010. As of today's date there are thirty-five (35) counties collecting the Enhanced Emergency Communications Grant Fee and the IECC is actively working to gain support and participation from the remaining nine counties.

All 9-1-1 funds are collected by the counties from the service providers. Section 31-4804(5) Idaho Code, governs the use of the fees collected for 9-1-1. The statute provides the fees shall be used only to pay for the lease, purchase or maintenance of emergency communications equipment for basic and enhanced consolidated emergency systems, including necessary computer hardware, software, database provisioning, training, salaries directly related to such systems, cost of establishing such systems, management, maintenance and operation of hardware and software applications and agreed-to reimbursement cost of telecommunications providers related to the operation of such systems. All other expenditures necessary to operate such systems and other normal and necessary safety or law enforcement functions including, but not limited to, those expenditures related to overhead, staffing, dispatching, administrative and other day to day operational expenditures, shall continue to be paid through the general funding of the respective governing boards as specified in Idaho Code §31-4804(5)

Your correspondence requested:

3. A statement identifying any entity in your State that has the authority to approve the expenditures of funds collected for 9-1-1 or E9-1-1 purposes, and a description of any oversight procedures established to determine that collected funds have been made available or used for the purposes designated by the funding mechanism, or otherwise used to implement or support 9-1-1 or E9-1-1.

Idaho Response:

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The authority to approve the expenditure of 9-1-1 funds in the State of Idaho is controlled at the county level by the boards of county commissioners or a joint powers board pursuant to Idaho Code §31-4809. The statute provides as follows:

“The county treasurer of each county or the administrator for a 9-1-1 service area in which an emergency communications system has been established pursuant to this chapter shall establish a fund to be designated the emergency communications fund in which all fees collected pursuant to this chapter shall be deposited and such fund shall be used exclusively for the purposes of this chapter. The moneys collected and the interest earned in this fund shall be appropriated by the county commissioners, or governing board, for expenses incurred by the emergency communications system as set forth in an annual budget prepared by the joint powers board, or in their absence, the county commissioners and incorporated into the annual county budget.”

The counties are mandated by statutes other than the Emergency Communications Act to perform annual audits on all county funds. The emergency communications funds or 9-1-1 funds are accounted for separately under an emergency communications fund but are included in the county audit process. A third party auditor conducts the annual audits for the counties at the county level. The counties are governed by a wide array of state statutes and administrative rules in the process and content of the audits.

Your correspondence requested:

4. A statement whether all the funds collected for 9-1-1 and E9-1-1 purposes have been made available or used for the purposes designated by the funding mechanism, or otherwise used for the implementation or support of 9-1-19-1-1 or E9-1-19-1-1.

Idaho Response:

The funds collected for 9-1-19-1-1 or E9-1-19-1-1 are used to finance the installation, maintenance, operation, enhancement and governance of consolidated emergency systems as well as enhanced consolidated emergency systems pursuant to Idaho Code section 4801(2)(b). These funds are collected, appropriated and used for consolidated emergency communications systems at the county level except for the five cities that also have 9-1-19-1-1 services.

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Your correspondence requested:

5. A statement identifying what amount of funds collected for 9-1-1 or E9-1-1 purposes were made available or used for any purposes other than the ones designated by the funding mechanism or used for purposes otherwise related to 9-1-1 or E9-1-1 implementation or support, including a statement identifying the unrelated purposes for which the funds collected for 9-1-1 or E9-1-1 purposes were made available or used.

Idaho Response:

All of the funds collected are mandated for use by counties in accordance with Idaho Code §31-4804(5). No audit-driven report has been received by the IECC indicative or conclusive of any misuse of funds and there is no knowledge of misuse.

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Your correspondence requested:

6. Any other comments you may wish to provide regarding the applicable funding mechanism for 9-1-1 or E9-1-1.

Idaho Response:

The state and counties in Idaho enjoy a form of shared governance of authority and control over 9-1-1 related funding. A political climate of local control and independence is prevalent in our citizens and units of local government, and there are drastic differences in the state geography, resource availability, and population density. Since the IECC was created in 2004, the Commission has worked with local government and their state associations to find solutions to bring E9-1-1 services to the rural areas throughout Idaho. We believe that the Enhanced Emergency Communication Grant Fund we can be successful in making sure that all of our citizens are able to access the vital public safety services through 9-1-1 regardless of where they choose to live, work and recreate in our state. We also realize that without new funding through the NET 9-1-1 Act or other mechanisms even more stress will be added to a local and state economy and funding system that is already stretched to its limits. Movement to Next Generation 9-1-1 will be difficult if not impossible in the absence of additional appropriations.

Thank you for the opportunity to provide you information about 9-1-1 and E9-1-1 funding in Idaho. If the IECC or I can be of further assistance to you, please do not hesitate to contact me.

Sincerely,

|



Garret Nancolas, Chairman
Idaho Emergency Communications Commission

Cc: Governor C.L. "Butch" Otter, State of Idaho

STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

Office of General Counsel

FACSIMILE COVER SHEET

March 23, 2010

To: Persons Responsible for Information Collection Mandated by the
New and Emerging Technologies Improvement Act of 2008

Fax Number: 202 / 418-2824

From: Matthew L. Harvey, Supervisor, Trials Section
Voice: 312 / 793-3243
Fax: 312 / 793-1556
e-mail: mharvey@icc.illinois.gov

Subject: Information Collection Mandated by the New and Emerging
Technologies Improvement Act of 2008

PS Docket No. 09-14; OMB Control Number 3060-1122

Page 1 of 9

Attached please find the Illinois Commerce Commission's response to the above
referenced information collection.

Should you have questions or concerns, please do not hesitate to contact me. -MLH

160 North LaSalle Street, Suite C-800, Chicago, Illinois 60601-3104
Telephone [312] 793-2877 Fax [312] 793-1556 TDD ("V/TTY") [312] 814-5845

State of Illinois



ILLINOIS COMMERCE COMMISSION

March 23, 2010

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Washington, D.C. 20554

VIA ELECTRONIC AND U.S. MAIL

Re: Initial Information Collection Mandated By the New and Emerging Technologies
Improvement Act of 2008;
PS Docket No. 09-14

Dear Secretary Dortch,

The Illinois Commerce Commission has been requested by Governor Pat Quinn to respond on behalf of the State to the FCC's information collection request pursuant to the New and Emerging Technologies 911 Improvement Act of 2008 (NET 911 Act), Section 6(f)(2).

Attached please find a signed verification and the response to the survey as requested. If any additional information is needed please feel free to contact me at (217) 782-4911.

Sincerely,

A handwritten signature in cursive script that reads "Marci Schroll".

Marci Schroll
9-1-1 Program Manager
Illinois Commerce Commission

Cc: Governor Pat Quinn

527 East Capitol Avenue, Springfield, IL 62701

State of Illinois

ILLINOIS COMMERCE COMMISSION

State of Illinois
March 23, 2010

FCC's Information Collection Mandated by the
New and Emerging Technologies Improvement
Act of 2008

- 1) **A statement as to whether or not your State, or any political subdivision, Indian tribe, village or regional corporation therein as defined by Section 6(f), (1) of the NET 911 Act, has established a funding mechanism designated for or imposed for the purposes of 911 or E911 support or implementation (including a citation to the legal authority for such mechanism).**

The State of Illinois has enacted two separate statutes which establish different funding mechanisms for wireline and wireless 911/E911 service.

The Emergency Telephone System Act, 50 ILCS 750/1 et seq., (hereafter "ETSA") authorizes units of local government (counties or municipalities) to hold referenda to establish emergency telephone system boards (hereafter "ETSBs") and impose wireline surcharges to fund the creation of 911 systems. 50 ILCS 750/15.3. In the event a county or municipal referendum is passed and a surcharge imposed, the ETSB sets up its own 911 system, either alone or pursuant to an intergovernmental agreement with one or more other ETSBs. 50 ILCS 750/15.4. Each ETSB jurisdiction imposes and manages a separate wireline 9-1-1 surcharge for its system, the amount of which is set by the referendum described above. Id. Wireline surcharges in Illinois range from \$.30 to \$5.00. The appropriate surcharge is collected by wireline telecommunication carriers serving in an ETSB's jurisdiction, and is then remitted directly to the ETSB by the carrier. 50 ILCS 750/15.3(g). Carriers are allowed to keep 3% of surcharge funds collected to defray administrative costs. Id.

The Wireless Emergency Telephone Safety Act, 50 ILCS 751/1 et seq., (hereafter "WETSA") established a state funding mechanism and surcharge for wireless 911 / E911 service. State statute imposes a wireless surcharge of \$.73, which is collected from wireless subscribers by wireless carriers throughout the

527 East Capitol Avenue, Springfield, IL 62701

state, excluding the City of Chicago. 50 ILCS 751/17. Wireless carriers remit surcharges thus collected to the Illinois Commerce Commission (hereafter "ICC"), which disburses wireless surcharge funds to the appropriate ETSBs, based on zip codes of wireless subscribers' billing addresses. The statute requires that the \$.73 surcharge be divided between two special funds in the State Treasury. 50 ILCS 751/17(b). The Wireless Carrier Reimbursement Fund receives \$.1475 of each surcharge while the Wireless Service Emergency Fund receives \$.5825 of each surcharge. Id. Additionally up to \$.01 per surcharge can be used by the ICC to recover its administrative costs. Id.

The Wireless Carrier Reimbursement Fund was established to reimburse wireless carriers for any costs they have incurred (upon submission of sworn invoices) in complying with the applicable provisions of Federal Communication Commission's wireless 911/E911 service mandates. 50 ILCS 751/35. Additionally, \$.01 per surcharge can be disbursed to the carriers to cover their administrative costs. Id.

The Wireless Service Emergency Fund was established to make monthly grants to the appropriate ETSBs based on zip codes of wireless subscribers' billing addresses. 50 ILCS 751/25

The sole governmental entity not subject to this surcharge regime is the City of Chicago, which is authorized by state statute to enact a municipal ordinance that imposes upon wireless subscribers a surcharge of up to \$2.50 per month, to be collected by carriers and remitted directly to the City. 50 ILCS 751/45. The City of Chicago has adopted an ordinance imposing a surcharge in that full amount. Chicago Municipal Code Sec. 7-50-020(A).

- 2) **The amount of the fees or charges imposed for the implementation and support of 911 and E911 services, and the total amount collected pursuant to the assessed fees or charges, for the annual period ending December 31, 2009. A statement describing how the funds collected are made available to localities, and whether your state has established written criteria regarding the allowable uses of the collected funds, including the legal citation to such criteria.**

Wireline Surcharge:

The ICC must authorize a municipality or county to operate as a 911 system in the State of Illinois. 50 ILCS 750/11. Additionally, the ICC has established certain technical standards and regulations that the individual 911 systems and telecommunication carriers must comply with. 50 ILCS 750/10; 83 Ill. Adm. Code 725. There are approximately 195 authorized 911 systems in the State of Illinois today that are run by the local governmental authorities/ETSBs. As stated above, 911 systems are generally funded by surcharges established and set by municipal or county referenda. The ETSB for each 911 jurisdiction is responsible for

managing and making all critical decisions for its system design, maintenance and daily operations. 50 ILCS 750/15.4. Additionally, the sole responsibility of authorizing 911 expenditures lies with the ETSB in each jurisdiction. Id.

Nothing in the ETSA grants the ICC authority to mandate, authorize or prohibit expenditures of surcharge funds by any ETSB. Furthermore, the ICC does not in the ordinary course receive information regarding wireline revenue, or budgetary information, from ETSBs.

However, the ETSA does specify what constitutes allowable expenditures of surcharge funds by 911 systems. These are described in Section 15.4(c) of ETSA, 50 ILCS 750/15.4(c), which, in general summary, limits uses of surcharge funds to: (1) the design of an emergency telephone system; (2) preparation of a Master Street Address Guide; (3) repayment of properly incurred advances; (4) charges for necessary equipment; nonrecurring charges to establish network connections; (5) payment for street signs necessary to system implementation; and (7) other necessary equipment and personnel specifically related to 911. The City of Chicago is authorized to use funds for anti-terrorism purposes or emergency preparedness. 50 ILCS 750/15.4(c)(8).

Wireless Surcharge:

As noted above, the State of Illinois requires all prepaid and postpaid wireless carriers to remit a surcharge of \$.73 per customer, per month. Wireless carriers pass this cost on to their customers through an explicit surcharge on customers' bills. 50 ILCS 751/17. As further noted above, the City of Chicago is exempt from this requirement and has its own program; it is permitted to collect a surcharge of \$2.50. For calendar year 2008, the state collected approximately \$67 million through this surcharge, exclusive of that assessed in the City of Chicago. Of this amount, \$52.1 million was deposited into the Wireless Services Emergency Fund and \$14.9 million was deposited to the Wireless Carrier Reimbursement Fund.

As further noted above, of the wireless surcharge collected, \$.1475 per subscriber payment goes to the Wireless Carrier Reimbursement Fund, from which wireless carriers are permitted to seek reimbursement for their 911 related expenses. Pursuant to statute, such funds can be used "to reimburse wireless carriers for all of their costs incurred in complying with the applicable provisions of Federal Communications Commission wireless enhanced 9-1-1 service mandates". 50 ILCS 751/35. As a general matter, in order to receive a reimbursement, the carriers are required to submit invoices to the Illinois Commerce Commission detailing their expenses and how they are related to providing 911 services.

The remaining \$.5825 of each surcharge is deposited into the Wireless Services Emergency Fund. These funds are distributed on a monthly basis to authorized governmental entities, typically ETSBs that provide wireless 911 services. The funds are to be used for "the design, implementation, operation, maintenance, or upgrade of wireless 9-1-1 or E9-1-1 emergency services and public safety answering points... [.]". 50 ILCS 751/20. The funds are disbursed to the proper

entities by subscriber zip code; each entity owns a zip code, or a portion of a zip code, and receives the funds generated from that area, 50 ILCS 751/25. Additionally up to 1 cent of the amount deposited into this fund can be used by the Illinois Commerce Commission to cover its administrative cost, see 50 ILCS 751/17 (b).

- 3) A statement identifying any entity in your State that has the authority to approve the expenditure of funds collected for 911 or E911 purposes, and a description of any oversight procedures established to determine that collected funds have been made available or used for the purposes designated by the funding mechanism, or otherwise used to implement or support 911 or E911.**

There are 195 authorized 9-1-1 systems in the State of Illinois. Each system is, as noted above, managed by an Emergency Telephone System Board which has the authority to approve the expenditures of wireline and wireless surcharge funds for 911 purposes only to the extent authorized by statute. County or municipal auditors appear charged with providing such financial oversight.

The ICC is responsible for disbursing funds out of the Wireless Services Emergency Fund, to the qualified ETSBs. However, each individual ETSB is responsible for ensuring those funds are used for their intended purposes.

As stated in its answer to question 2, the ICC engages in some level of oversight of 911 related expenses claimed by wireless carriers. In order to receive reimbursement the carriers must provide documentation detailing their expenses and explaining how it is related to providing wireless 911 services.

- 4) A statement whether all the funds collected for 911 or E911 purposes have been made available or used for the purposes designated by the funding mechanism, or otherwise used for the implementation or support of 911 or E911.**

Wireline Surcharge:

As previously stated, the wireline surcharge in each jurisdiction is set by referendum and administered by municipal or county ETSBs. The ICC does not, in the ordinary course of business, have access to the financial records necessary to analyze such a request, nor to make any statement on behalf of any county or municipal ETSB charged with this responsibility.

Wireless Surcharge:

The ICC was not charged by statute with administration of the Wireless Services Emergency Fund or Wireless Carrier Reimbursement Fund prior to July 2004, and therefore is unable to address this question with respect to any collections or

disbursements made from either fund prior to that date. In November of 2004 the state made a \$253,000 "administrative chargeback" to the fund. Since that time legislation has been enacted that protects that fund from sweeps or transfers.

Funds have been diverted from the state's Wireless Carrier Reimbursement Fund to the General Revenue Fund, but this is primarily due to the accumulation of a large fund balance because wireless carriers either have not requested reimbursement for 911 related expenses, or are not incurring such expenses as would be reimbursable under the statute. At times, the fund balance has exceeded \$30 million (while total reimbursement the last 3 completed fiscal years combined has been \$33.6 million).

A new state statute took effect on January 1, 2008 which directs the ICC to review the Wireless Carrier Reimbursement Fund on an annual basis, 50 ILCS 751/35(e). Funds that have not been disbursed to wireless carriers within 2 years are transferred to the Wireless Services Emergency Fund for disbursement to ETSBs. The last transfer which occurred in August of 2009 resulted in an additional \$3.5 million becoming available for disbursement to the 911 centers. This annual transfer is geared towards ensuring unused "carrier" 911 funds go to ETSBs instead.

- 5) **A statement identifying what amount of funds collected for 911 or E911 purposes were made available or used for any purposes other than the ones designated by the funding mechanism or used for purposes otherwise unrelated to 911 or E911 implementation or support, including a statement identifying the unrelated purposes for which the funds collected for 911 or E911 purposes were made available or used.**

Wireline Surcharge:

As previously stated, the wireline surcharge funds are administered and expended by county or municipal ETSBs, but surcharge funds may only be used for purposes authorized by state law. Since the funds are controlled by county or municipal ETSBs, the ICC has no information regarding any local ETSB which has diverted these funds for uses other than those for which they were intended by law.


Wireless Surcharge:

In July of 2004 \$1.3 million was transferred from the Wireless Services Emergency Fund to the State's General Revenue Fund. In November of 2004 \$253,000 was taken from the fund for state administrative charges authorized by statute. Since that time there have been no transfers out of that state fund.

\$30.5 million will have been transferred from the Wireless Carrier Reimbursement Fund to the State's General Revenue Fund, including the \$253,000 administrative chargeback noted above, between July of 2003 and April of 2010. However as further noted above, this was because funds were unclaimed by wireless carriers,

VERIFICATION

I, Marci Schroll, first being duly sworn upon oath, depose and say that I am the 9-1-1 Program Manager, of the Illinois Commerce Commission and that I have read the above and foregoing survey by me subscribed and know the contents thereof; that said contents are true in substance and in fact, except as to those matters stated upon information and belief, and as to those, I believe same to be true.



Marci Schroll
9-1-1 Program Manager
Illinois Commerce Commission

Subscribed and sworn to before me

This 23th day of March, 2010.



NOTARY PUBLIC, ILLINOIS

